



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Kenneth Chien, et al.

Art Unit : 1645

Serial No. : 09/830,779

Examiner : Patricia Ann Duffy

Filed : November 30, 2001

Title : A METHOD OF INHIBITION OF PHOSPHOLAMBAN ACTIVITY FOR THE TREATMENT OF CARDIAC DISEASE AND HEART FAILURE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE AND AMENDMENT

Responsive to the final Office Action mailed January 20, 2004, Applicants respectfully request entry of the amendments and consideration of the remarks set forth herein. The response was initially due April 20, 2004. Applicants herein submit a petition for a one month extension of time to May 20, 2004. Accordingly, this Response is timely filed.

This response is accompanied by a request for continued examination (RCE) under 37 C.F.R. §1.114. Thus, the finality of the outstanding final office action will be withdrawn and Applicants are entitled to have this first submission for this RCE entered and considered on the merits.

Amendments to the claims are reflected in the listing of claims which begin on page 2 of this paper. Remarks begin on page 8 of this paper.

The following documents are also enclosed herewith:

- Transmittal letter, Petition to Extend Time, Postcard;
- Fee Transmittal;
- Information Disclosure Statement, Form PTO 1449 and 6 references; **TECH CENTER 1600/2900**
- Copy of International Search Report;
- Request for continued examination under 37 C.F.R. §1.114
- Declaration Under 37 CFR Section 1.132 (resume to follow under separate cover).

MAY 26 2004

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, MS RCE, P.O. Box 1450, Alexandria, VA 22313-1450.

May 20, 2004

Date of Deposit

Signature

Jeanne Armour

Typed or Printed Name of Person Signing Certificate

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03 FC:2203 345.00 DA